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Attorney for Defendant  
DONIEL NUNN

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ooo

UNITED STATES OF AMERICA,  
Plaintiff,

**CR. 07-0103-WHA**

vs.

**STIPULATION TO CONTINUE  
DATE FOR STATUS CONFERENCE**

DONIEL NUNN,  
Defendant.

Defendant DONIEL NUNN, by and through his counsel Michael Stepanian, and Assistant United States Attorney Andrew P. Caputo hereby stipulate and agree that the status conference presently set for July 3, 2007, be continued to July 24, 2007 at 2:00 p.m. This continuance is at the request of defense counsel who was appointed by the Court on June 25, 2007 and needs sufficient time to review the discovery and to then meet and confer with his client.

The time period from June 25, 2007 to July 24, 2007, would be deemed excludable pursuant to 18 U.S.C. Section 3161(h)(8)(A), given that the ends of justice served by granting a continuance outweigh the best interests of the public and of the defendant in a speedy trial. Additionally, pursuant to 18 U.S.C. Section 3161(h)(8)(B)(ii) given the

fact that defense counsel was appointed on June 25, 2007 and did not receive the discovery until June 27, 2007, it is unreasonable to expect adequate preparation for trial proceedings within the limits established by the Speedy Trial Act.

Date: June 28, 2007

/s/ Michael Stepanian  
MICHAEL STEPANIAN  
Counsel for Defendant  
DONIEL NUNN

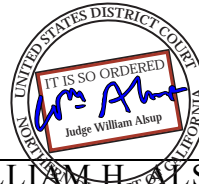
Date: June 28, 2007

/s/ Andrew P. Caputo  
ANDREW P. CAPUTO  
Assistant United States Attorney

SO ORDERED:

July 2

\_\_\_\_\_, 2007



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WILLIAM H. ALSUP  
United States District Court Judge